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UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

**IMACC CORPORATION**, a California  
 corporation,

Plaintiff,

v.

**ROGER STAVIG**,

Defendant.

Case No. CV-10-03875 CRB

**STIPULATED REQUEST FOR ORDER  
 CHANGING TIME FOR FURTHER  
 CASE MANAGEMENT CONFERENCE  
 AND ~~PROPOSED~~ ORDER**

**(Jury Trial Requested)**

Date: April 1, 2011

Time: 8:30 a.m.

Place: Courtroom 8, 19<sup>th</sup> Floor

Judge: Hon. Charles R. Breyer

Pursuant to Local Rule 6-2, the parties jointly submit this Stipulated Request for Order Changing Time for Further Case Management Conference (the "Stipulated Request"). A further case management conference is currently scheduled for April 1, 2011. The parties respectfully request that this Court grant the Stipulated Request to change the hearing by one week to April 8, 2011, or as soon thereafter as the Court's schedule allows.

**I. BASIS FOR STIPULATED REQUEST**

On December 4, 2010, the Court held an Initial Case Management Conference in the above-captioned action. The Court referred the case to mediation, which will be held on February 28, 2011, and continued the case until April 1, 2011 for a Further Case Management

Conference. Declaration of Gwen Fanger In Support of Stipulated Request for Order Changing Time for Further Case Management Conference ("Fanger Decl.") at ¶2.

Both of plaintiff IMACC Corporation's counsel, Mr. Aaron Stuckey and Ms. Gwen Fanger, are scheduled to attend a firm-wide meeting in Arizona from March 29, 2011 through April 3, 2011 and would be unable to attend the April 1, 2011 case management conference. *Id.* at ¶3. In light of this conflict, the parties have agreed to request that the Court change the date of the further case management conference to the following Friday, April 8, 2011 or to the Court's next available date for a further case management conference. *Id.* at ¶4.

## II. PREVIOUS TIME MODIFICATIONS

There have been no other previous time modifications in this case. *Id.* at ¶5.

## III. EFFECT ON CASE SCHEDULE

The proposed change in the hearing date will have no effect on the current case schedule because the case is in the preliminary stages and no other pre-trial or trial dates have yet been set. *Id.* at ¶6.

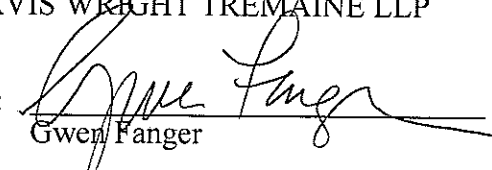
## IV. CONCLUSION

For these reasons, the parties respectfully request the Court grant the Stipulated Request and change the hearing date for the upcoming April 1, 2011 Further Case Management Conference to April 8, 2011 or as soon thereafter as the Court's schedule allows.

DATED this 25<sup>th</sup> day of February, 2011.

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

By:   
Gwen Fanger

Attorneys for Plaintiff, IMACC Corporation

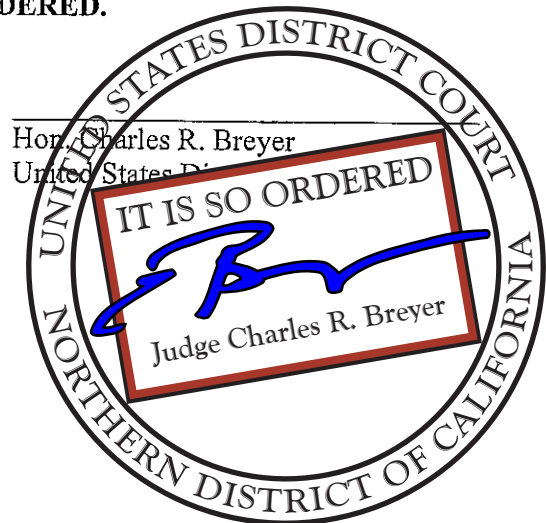
BROWNSTEIN RASK SWEENEY KERR  
GRIM DESYLVIA & HAY LLP

By: David J. Sweeney  
David J. Sweeney

Attorneys for Defendant, Roger Stavig

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 28, 2011



DAVIS WRIGHT TREMAINE LLP